

**PROCEEDINGS OF THE BROWN COUNTY  
CRIMINAL JUSTICE COORDINATING BOARD**

Pursuant to Section 19.84 Wisconsin Statutes, a regular and budget meeting of the **Brown County Criminal Justice Coordinating Board** was held on Tuesday, September 29, 2009, in the Truttman Room of the Law Enforcement Center – 300 East Walnut Street, Green Bay.

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**Present:** Judge Kendall Kelley - Chair, Jeffrey Cano, Pat Evans, Jack Jadin, Tim McNulty, Jed Neuman, Jayme Sellen, Lisa Wilson, John Zakowski.

**Excused:** Jim Arts, Don Hein, Dennis Kocken.

**Citizen Reps:** Jeffrey Jazgar, Dr. Gerald Wellens.

**Also Present:** Nicole Naze, News Media.

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**1. Call Meeting to Order:**

The meeting was called to order by Chair Judge Kendall Kelley at 3:37 p.m.

**2. Approve/Modify Agenda:**

**Motion made by Supervisor Evans and seconded by J. Neuman to approve. Vote taken. MOTION APPROVED UNANIMOUSLY.**

**3. Approve/Modify Minutes of May 26, 2009:**

**Motion made by J. Zakowski and seconded by J. Neuman to approve. Vote taken. MOTION APPROVED UNANIMOUSLY.**

**4. Status of Board Vacancies (County Executive Tom Hinz):**

Executive Tom Hinz was not present. Jayme Sellen, Legislative Assistant, stated that there were two vacancies; and she introduced Lisa Wilson and Tim McNulty as the persons filling those two vacancies.

**Motion made by Supervisor Evans and seconded by G. Wellens to receive and place on file. Vote taken. MOTION APPROVED UNANIMOUSLY.**

**5. Report from the District Attorney Regarding Drug Prosecution (D.A. John Zakowski):**

D.A. Zakowski presented the 6-month summary of statistics for 2009 (copy attached). He introduced Nicole Naze, Intern, and stated that she has put a lot of time and effort into compiling this information.

D.A. Zakowski reviewed the statistics and noted the following 6-month percentages: Male—76.4% and Female—23.6%; and White—53.8%; Black—22.5%; Hispanic—10.3%. (As per the October 27, 2009, Criminal Justice Coordinating Board Meeting, the additional percentages are being included: Asian—2.7%; Indian—9.2%; and Undetermined—1.5%.) He offered the August statistics as follows: Male—57 and Female—17; White—39, Black—14, Hispanic—9, Native American—10 and Undetermined—2; Previous Convictions Yes—48 and No—20; and by age 18 to 24—32; 25 to 34—22; 35 to 44—10; 45 to 54—8; and 55 to 64—1. He stated that this shows that the trends reflected in the first 6 months' statistics continue into August.

Chair Kelley opined that this information is very helpful and asked D.A. Zakowski if he had drawn any conclusions from this information. D.A. Zakowski stated that what he finds to be significant is no surprise—the age range. He noted that there is a slight disproportion with race, and said one thing that stands out is the number of previous convictions.

(Jeffrey Cano left at 3:53 p.m.)

Discussion took place concerning whether arrests were made by Drug Task Force officers or in conjunction with other charges initiated by local law enforcement.

Supervisor Evans asked how much time is involved in a drug case. D.A. Zakowski replied that there are 3 attorneys that are full-time drug prosecutors compared to 2 for domestic violence and 2 for traffic; he said drug cases do take a lot of time. Supervisor Evans expressed interest in obtaining information as to the percentage of court time spent on drug cases compared to others. He said he thought this would help the County Board and the people of Brown County understand how serious this issue is. Dr. Wellens added that this would also illustrate the costs involved. Chair Kelley offered to work with Lisa Wilson, Clerk of Circuit Courts, to see if this information could be obtained and perhaps presented as a pie chart to show the percentage of court cases by type.

Dr. Wellens expressed concern regarding the disproportionate numbers reported in the breakdown by race. Chair Kelley stated that one of the big concerns is that this could be one of two kinds of red flags: Either it could indicate disproportionate representation by minority population, or disproportionate prosecutions and/or arrests, which is presently a concern in the State Supreme Court. D.A. Zakowski explained that some of the people of minority status are not from this area. He continued by saying as part of the drug trafficking, people are coming into Brown County from areas such as Milwaukee, Chicago, and Racine; and this could skew the numbers.

When Chair Kelley questioned if this could be inappropriate disproportionate representation and where it could be taking place, D.A. Zakowski said he thinks these numbers reflect the people committing the crimes. He said, "Just like with age, young people are more apt to be doing drugs than the ever-increasing number of older people." He also said if you look at unemployment statistics, those numbers are disproportionate as well.

Supervisor Evans suggested taking this back to the leaders of minority communities to learn what the leaders are doing to help combat this problem. He said this "is an additional facet: Are the cops going after people disproportionately? Are the courts disproportionately prosecuting? Well, what is the leadership of these minorities doing? I think that's a facet that needs to be explored as well."

Chair Kelley said ultimately that would be the hope when all of this information is gathered. He said likewise with the age group: In order to get the best return on the investment, the age targeted would not be 60-year-olds. He continued by saying if the results of the research identifies a particular group, it "would certainly be a solution to get people involved who have some particular perspectives that they can share on how that might be best resolved." Supervisor Evans suggested inviting some leaders to meet. Chair Kelley stated that he would be interested in inviting others, and continued by saying he would be interested in obtaining an additional breakdown of the information by misdemeanor and felony charges.

D.A. Zakowski said he hopes that this Board is not headed in another direction. He said it was his understanding that the purpose of compiling this information was to learn how to solve the universal problem and expressed concern about "getting caught up in side

arguments about racial politics." Chair Kelley agreed that this Board should be very careful not to get side-tracked on categorizing this problem as one that revolves around race or age or gender. He also stated that he was primarily interested in resource allocation; and "if you identify where the problem is most serious, you're going to be able to target that problem most directly." He said another piece of information that would be helpful concerns the Drug Court, and stated that its effectiveness is related to drug-related priors.

Further discussion ensued concerning how and what information should be presented, so those reviewing the numbers would have a true picture of the situation.

Chair Kelley expressed appreciation to D.A. Zakowski and N. Naze.

**Motion made by Supervisor Evans and seconded by G. Wellens to approve the report from the District Attorney. Vote taken. MOTION APPROVED UNANIMOUSLY.**

**6. Community Drug Education Programs (D.A. John Zakowski):**

D.A. Zakowski asked this Board to further clarify the information that is wanted by this Board.

After discussion, Chair Kelley asked D.A. Zakowski to compile a list of all community resources that are available that relate to this issue.

Chair Kelley said another issue that arose in his recent training is that "alcohol is a core problem here." He said Wisconsin has the most lenient alcohol laws in the country, and there are some serious problems that flow from that. He also reported that a committee "just like this one" in Outagamie County decided not to put people in jail for OWI (operating while intoxicated) and has started using electronic monitoring instead. He said he has been trying to advocate for an increase in penalties, because this judicial district has some of the lowest penalties in the state. Dr. Wellens added that Wisconsin has 1/3 of its adults with "problem drinking." Chair Kelley said he will report back to this Board concerning this issue.

**Motion made by Supervisor Evans and seconded by J. Zakowski to receive and place on file. Vote taken. MOTION APPROVED UNANIMOUSLY.**

**7. Such Other Matters as Authorized by Law:**

Next meeting October 27, 2009. Chair Kelley said the meeting in December may be cancelled provided all are in agreement.

**8. Adjourn:**

**Motion made by J. Jazgar and seconded by J. Neuman to adjourn at 4:35 p.m. Vote taken. MOTION APPROVED UNANIMOUSLY.**

Respectfully submitted,

Lisa M. Alexander  
Recording Secretary

## 6 Month Summary of 2009 Drug Demographics

### Age

17 & younger	18-24	25-34	35-44	45-54	55-64	65 or older
6	209	192	99	47	7	0

### Gender

Male	Female					
422	130					

### Race

W	B	H	A	I	U	
297	124	57	15	51	8	

### Attorney Assigned

WWL		BL		ARP		Other
222		156		162		12

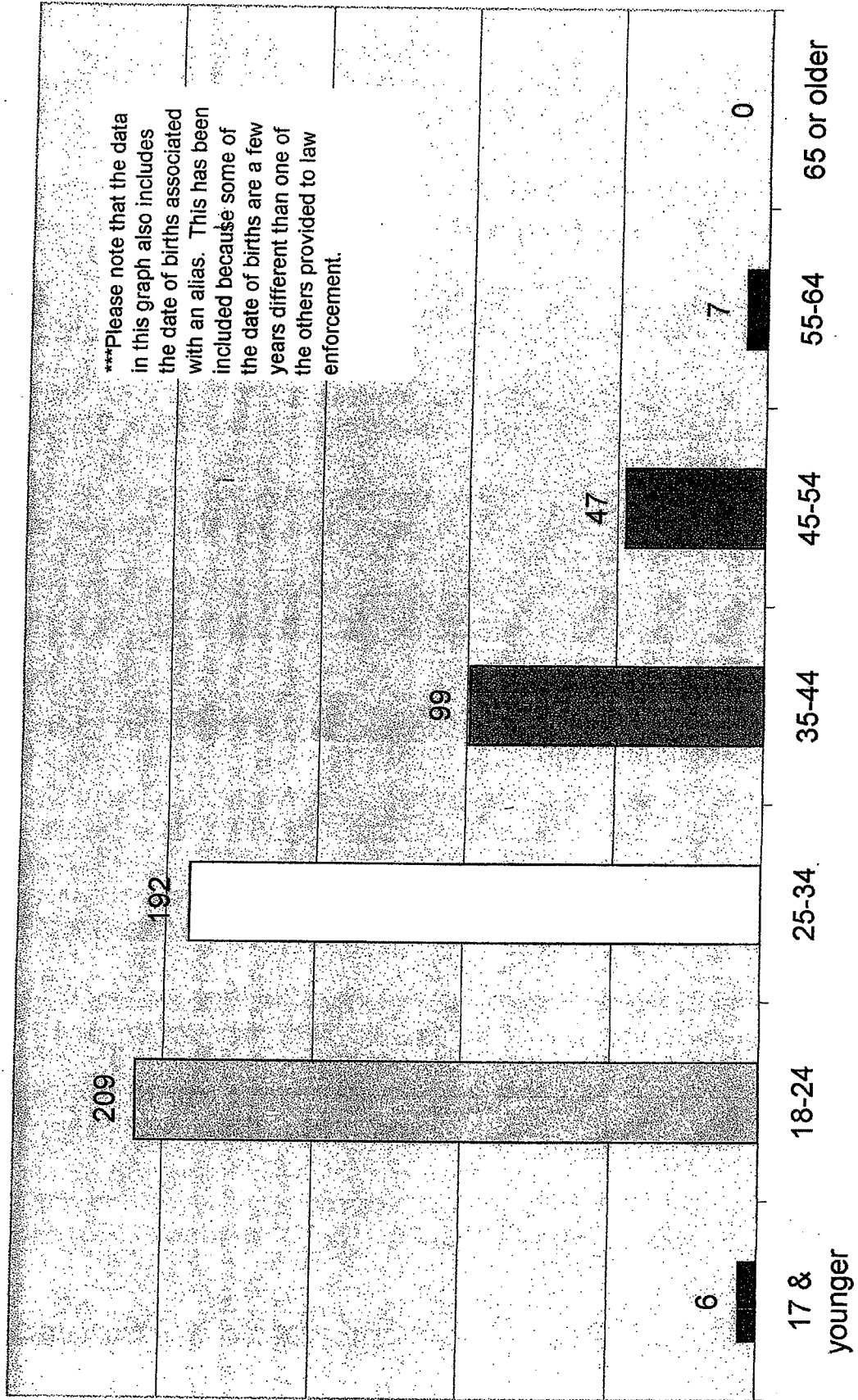
### Previous Convictions

Yes			No			Pending
379			143			38

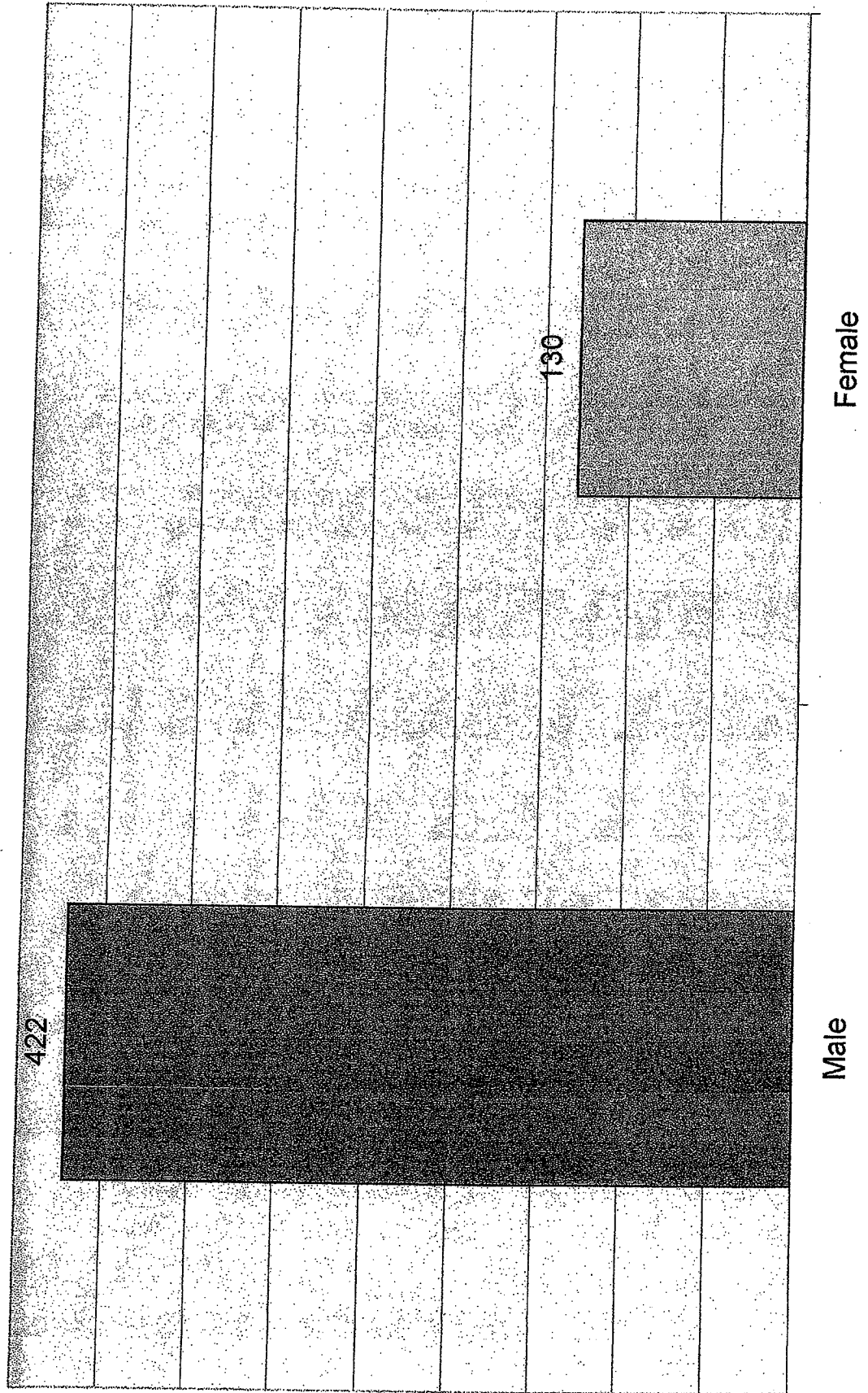
### Birthplace by State

Yes				No		

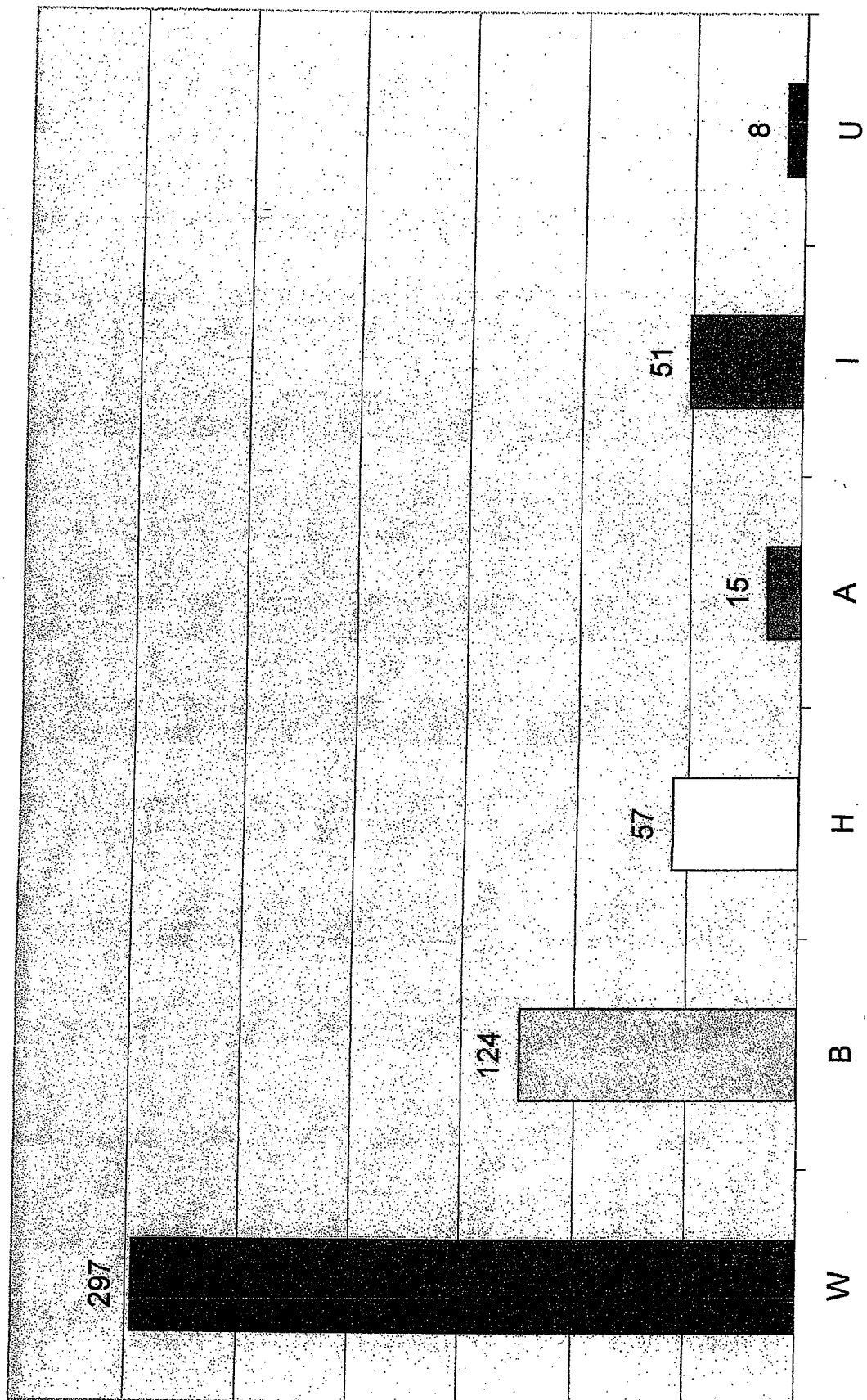
## 6 Month Summary of Age Range



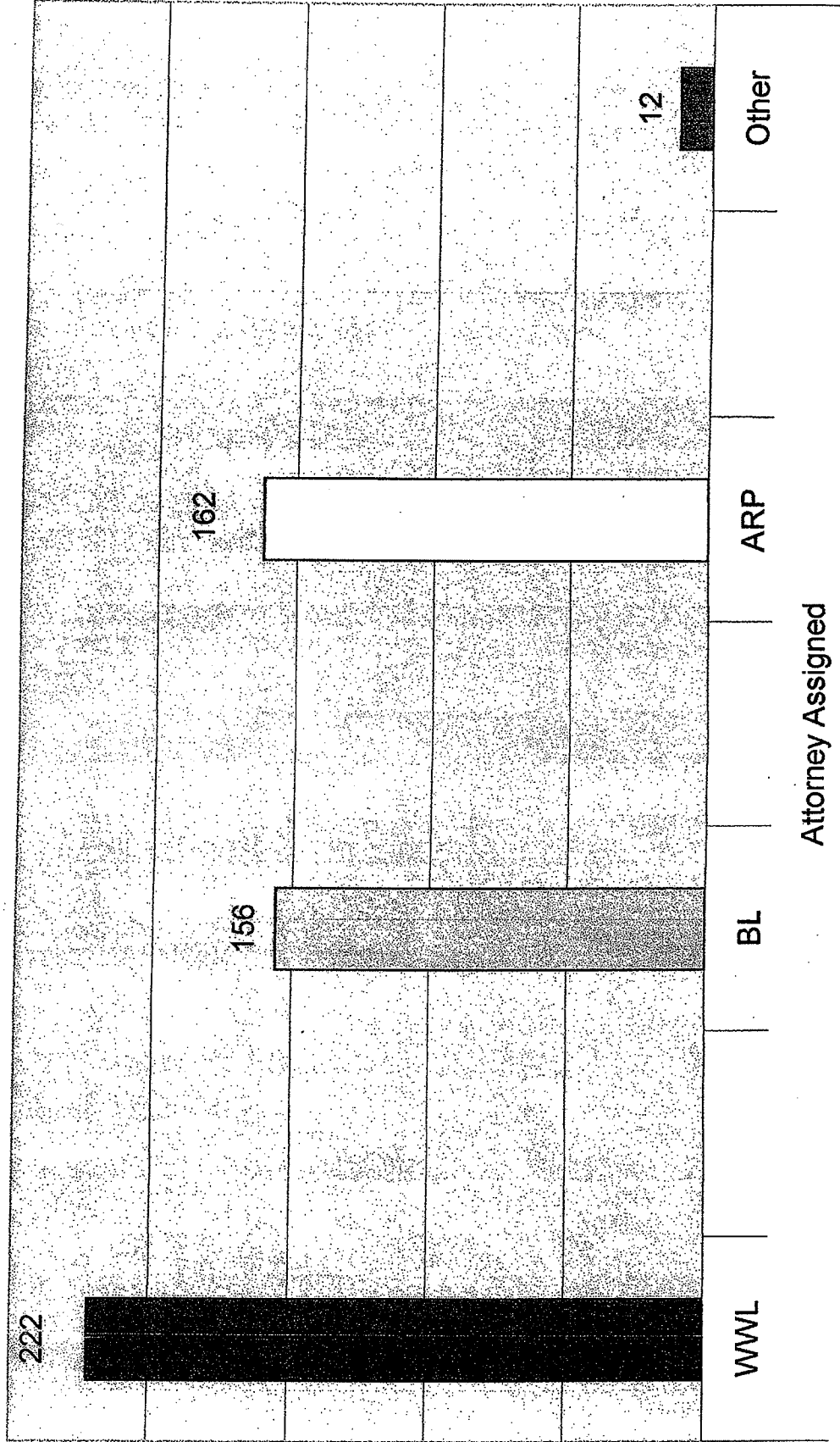
## 6 Month Summary of Gender



# 6 Month Summary of Race



# 6 Month Summary of Number of Drug Cases Charged by Attorney





# 6 Month Summary of Previous Convictions

